IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.B.KOSHY
&
THE HONOURABLE MR. JUSTICE T.R.RAMACHANDRAN NAIR

THURSDAY, THE 1ST FEBRUARY 2007 / 12TH MAGHA 1928

WP(C).No. 1740 of 2007(F)

PETITIONER:
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1. MISS. M.SALEENA MOIDU, AGED 35 YEARS,
ADVOCATE, ENROLMENT NO.K.516/91, 18-8-91
D/O.LATE M.T.MOIDU, SUBAIDA MANZIL, CC.13/408,
NEAR GALAXY MARRIAGE HALL, COCHIN-5, PIN-682 005.

2. K.S. SUBAIDA, AGED 57 YEARS,
D/O. LATE K.H.SULAIMAN, W/O.LATE M.T.MOIDU,
SUBAIDA MANZIL, CC.13/408, KOCHANGADI,
NEAR GALAXY MARRIAGE HALL, COCHIN-5,PIN-682 005,
ERNAKULAM DISTRICT.

3. MISS. M.M. THANUJA, AGED 31 YEARS,
D/O. LATE M.T. MOIDU, SUBAIDA MANZIL,CC.13/408,
KOCHANGADI, NEAR GALAXI MARRIAGE HALL, COCHIN-5,
PIN-682 005, ERNAKULAM DISTRICT.

BY ADV. M.SALEENA MOIDU (PARTY IN PERSON)

RESPONDENTS:
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1. MUMTHAZ, W/O.K.S.A. RASHEED,
AGED 34, D/O. IBRAHIMKUTTY, DAUGHTER-IN-LAW OF
LATE K.H. SULAIMAN, KARUVELIPPADY, NEAR CHAKKANAT
TEMPLE, KOCHI-5, ERNAKULAM DIST.

2. MANU, AGED 55 YEARS,
C/O. MANOJ KUMAR, ATHIYEKKAL (H), CHEMMAD P.O.,
TIRURANGADI, MALAPPURAM DISTRICT-676 304.

3. MANOJ KUMAR, AGED 46 YEARS,
ATHIYEKKAL (H) CHEMMAD P.O., TIRURANGADI,
MALAPPURAM DISTRICT-676 304.

4. M.M. ABDUL NAJEEB, AGED 34 YEARS,
C/O. MUMTHAZ RASHEED, KARUVELIPPADI,
NEAR CHAKKANAT TEMPLE, KOCHI-5, PIN-682 005,

ERNAKULAM DISTRICT.

5. P.M. SAFIYA, W/O. K.S.A.LATHEEF,
AGED 55, DAUGHTER-IN-LAW OF LATE K.H.SULAIMAN,
D/O. LATE P.M.HANEEF, KARUVELIPPADY, NEAR CHURCH,
COCHIN-682 005, ERNAKULAM DISTRICT.

6. HAJERA, AGED 55 YEARS,
W/O. IBRAHIMKUTTY, C/O. MUMTHAZ RASHEED,
KARUVELIPPADY, NEAR CHAKKANAT TEMPLE,
KOCHI-682 005.

7. SHERINA SAMAD, AGED 33 YEARS,
S/O. IBRAHIMKUTTY, -DO-- -DO-.

8. SHAMEER, AGED 32 YEARS,
S/O. IBRAHIMKUTTY, -DO- -DO-.

9. IBRAHIMKUTTY, AGED 60 YERARS, -DO- -DO-.

10. KALLIYIL MANAYAMTHODI ABU, AGED 65 YEARS
S/O. LATE MAMMUNNY AND M.T. THITHIUMMA,
V.P.NO.9/426, MANAYAMTHODI (H), MARKET ROAD,
VENGARA P.O., MALAPPURAM DISTRICT-676 304.

11. KAITHKKODAN MOOSAKUKTTY, AGED 60 YEARS,
S/O. KUTTY HASSAN, MARKET ROAD, VENGARA P.O.,
MALAPPURAM DISTRICT-676 304.

12. MISS.SUNDARI (43), D/O. MANIKUTTY,
H.NO.X/570 A, PATTARAKKA, PADIKUNNU,
NILAMBUR-679 329, MALAPPURAM DISTRICT.

13. THE COMMISSIONER OF POLICE,
ERNAKULAM DISTRICT.

14. THE SUB INSPECTOR OF POLICE,
MATTANCHERRY POLICE STATION, KOCHI.

15. THE SUB INSPECTOR OF POLICE,
NILAMBUR POLICE STATION, NILAMBUR.

BY ADV. SRI.HARISH R. MENON
SRI.K.T.SHYAMKUMAR

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 01/02/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

EXT.P1-TRUE COPY OF THE REPRESENTATION BEFORE R13 BY THE PETITIONERS ON 5.12.2006

EXT.P2-TRUE COPY OF DO BEFORE 14TH RESPONDENT BY THE PETITIONERS ON 5.12.2006

EXT.P3-TRUE COPY OF DO BEFORE R15 BY THE PETITIONERS ON 5.12.2006

// TRUE COPY //

J.B. Koshy &
T.R. Ramachandran Nair JJ.
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W.P.(C).NO.1740 of 2007-F
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Dated this the 1st day of February, 2007

JUDGMENT

Koshy, J.

This is a petition for providing police protection for the life and properties of the petitioners and also for a direction to the C.B.I to investigate the matter.

2. We see no ground to get the matter investigated by the C.B.I. No grounds are made out for such a case on the basis of unsubstantiated allegations. However, if a complaint is received, that will be enquired into by the 13th respondent by deputing efficient officers and police to see that life of the parties are not in danger. If there is any encroachment on the petitioners' property, it is for the petitioners to approach the civil Court.

With the above observations, the writ petition is closed.

(J. B. Koshy, Judge.)

(T.R. Ramachandran Nair, Judge.)

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